**THE HON'BLE SRI JUSTICE P.S.NARAYANA**

**WRIT PETITION NO.25372 OF 2006**

**Date: 06-12-2006**

Between:

1. Llyas Bin Omer Yafayee,
   aged 41 years, Occ: business,
   R/o 18-10-207, Barkas, Hyderabad
   and 3 others.

... Petitioners.

And

1. The Municipal Corporation of Hyderabad,
   rep. by its Commissioner, office at Tank Bund,
   Hyderabad and another.

... Respondents.

* * *

**ORDER:**

The matter is coming up for admission. The writ petition is filed for a writ of Mandamus declaring the proposed action of the respondents 1 and 2 to demolish the remaining unaffected portion of the property bearing municipal No.20-4-20/B, situated at Panch Mohalla, Hyderabad after implementing road widening programme, as illegal and arbitrary and pass such other suitable orders.

2. Several factual details are narrated in the affidavit filed in support of the writ petition in paragraphs 2 to 6. It is stated by Sri Rama Rao Ghanta that a portion of the property, which had been acquired by the respondents, had already been demolished and

other portions are not being touched at all. The same is hereby recorded.

3. It is needless to say that if the other portions are to be touched, the procedure as contemplated under the provisions of the Hyderabad Municipal Corporation Act, 1955, to be followed. In view of the same, inasmuch as a submission is made by the learned standing counsel that the other portions are not being touched at all, it is clarified that respondents 1 and 2 not to touch the portions which are not covered by other portions which had been already acquired by the Land Acquisition Officer, except by following due process of law.

4. With the above direction, the writ petition is disposed of. No costs.

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**P.S.NARAYANA, J.**

Date: 06th December 2006.

Note:
Issue order copy by wire
at party's costs.
//B.O.//
BSB